

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of	)	
	)	
David J. Kolacz, Ross Mack, Robert W. Steingass	)	
and Brian M. Tylish	)	
	)	
Application No. To be Assigned	)	Examiner: To be Assigned
	)	
Patent No. 6,305,621 B1	)	Group Art Unit: To be Assigned
	)	
Issued: October 23, 2001	)	
	)	
For: Pivoting Fluid Conduit Joint and One-Way	)	
Brake	)	

**REISSUE APPLICATION DECLARATION  
AND POWER OF ATTORNEY OF ASSIGNEE**

MAIL STOP REISSUE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

I hereby declare that:

My residence and mailing address and citizenship are stated below next to my name.

I am authorized to act on behalf of the assignee, TASK FORCE TIPS, INC., and the title of my position with said assignee is Vice President of Engineering.

The entire title to the patent identified below is vested in said assignee.

Patentees: David J. Kolacz  
Ross Mack  
Robert W. Steingass  
Brian M. Tylish

Patent No.: 6,305,621 B1

Patent Issue Date: October 23, 2001

Title of Invention: Pivoting Fluid Conduit Joint and One-Way Brake

I believe said patentees to be the original, first and joint inventors of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled "Pivoting Fluid Conduit Joint and One-Way Brake," the specification of which is attached hereto.

I have reviewed and understand the contents of the above-identified application, including the claims, as amended by the Preliminary Amendment attached hereto.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid by reason of the patentees claiming more or less than they had the right to claim in the patent.

The error(s) upon which reissue is based is described as follows:

The claims of the '621 patent are unnecessarily narrow. Thus, I believe that I claimed less than I had a right to claim in the '621 patent. For example, Claim 1, one of the independent claims of the '621 patent, has errors in that it contains certain limitations that are unnecessary in view of the prior art of record. The scope of the invention of the '621 patent is broader than, and not necessarily limited to, a mechanism having all of the recited elements of Claim 1. For example, Claim 1 requires the unnecessary limitation "a one-way brake, wherein the one-way brake comprises...." followed by the elements at column 6, lines 47-57, which elements are not necessary. Claim 1 also contains other unnecessary limitations with respect to trunnions joining a ball and socket. Claim 1 is unnecessarily narrowed by the inclusion of such elements, and such errors render the original patent partly inoperative or invalid. Thus, there has been a failure to appreciate the full scope of the invention, and new Claim 14 is being presented.

This reissue is a broadening reissue, and the nature of the broadening in new Claim Nos. 5-15 includes elimination from the broadest of these claims of the elements listed in the

immediately preceding paragraph. Some aspects of Claims 5-15 are narrower, however, than the broadest claims originally sought by Applicants. For example, claims are now directed to firefighting monitors, in conjunction with (a) a housing, and an inlet joint pivotable about an axis (Claim 5); and (b) first and second ball and socket combinations, disposed on different and perpendicular axes (Claim 11).

All errors in the patent which are being corrected in the present Reissue Application up to the time of filing of this Declaration arose without deceptive intent on the part of the Applicants.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this Application and transact all business in the Patent and Trademark Office connected therewith.

Keith V. Rockey	- 24,713	David L. Schwartz	- 42,133
Daniel N. Christus	- 29,626	Austin J. Foley	- 42,543
Linda A. Kuczma	- 30,861	Matthew J. Gryzlo	- 43,648
Roger H. Stein	- 31,882	Peter M. Klobuchar	- 43,722
Kathleen A. Lyons	- 32,815	Brent A. Hawkins	- 44,146
Micheal D. Lake	- 33,727	William J. Lenz	- 44,208
Robert W. Diehl	- 35,118	Maurice E. Teixeira	- 45,646
Bradley F. Rademaker	- 35,331	Joseph M. Kinsella Jr.	- 45,743
Richard C. Himelhoch	- 35,544	Sanjay K. Murthy	- 45,976
Monique A. Morneault	- 37,893	Stephen R. Auten	- 47,396
Jeffrey R. Gargano	- 38,148	Bryan C. Wallace	- 48,190
Paul J. Nykaza	- 38,984	Peter M. Siavelis	- 51,136
Edward L. Bishop	- 39,110	Nicholas C. Pruhs	- 52,136
James P. Muraff	- 39,785		


Send correspondence and direct telephone calls to:

Daniel N. Christus, Esq.  
Wallenstein Wagner & Rockey, Ltd.  
311 South Wacker Drive, 53rd Floor  
Chicago, Illinois 60606-6630  
Phone: 312.554.3300  
Fax: 312.554.3301

I hereby declare all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

Date: October 23, 2003

  
Robert W. Steingass

Address of Assignee:

2800 East Evans Avenue  
Valparaiso, Indiana 46383-6940

Full Name of First Patentee:

David J. Kolacz

Residential Street Address:

16719 West 9<sup>th</sup> Road

City and State/Province:

Plymouth, Indiana

Country and Zip/Postal Code:

U.S.A. 46563

Citizenship:

United States of America

Mailing Address:

(Same as above)

Full Name of Second Patentee:

Ross Mack

Residential Street Address:

1305 Boca Lago Drive

City and State/Province:

Valparaiso, Indiana

Country and Zip/Postal Code:

U.S.A. 46383

Citizenship:

United States of America

Mailing Address:

(Same as above)

Full Name of Third Patentee::

Robert W. Steingass

Residential Street Address:

202 Oakridge Court

City and State/Province:

Valparaiso, Indiana

Country and Zip/Postal Code:

U.S.A. 46385

Citizenship:

United States of America

Mailing Address:

(Same as above)

Full Name of Fourth Patentee:

Brian M. Tylisz

Residential Street Address:

4394 N. 630 W.

City and State/Province:

LaPorte, Indiana

Country and Zip/Postal Code:

U.S.A. 46350

Citizenship:

United States of America

Mailing Address:

(Same as above)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of	)	
	)	
David J. Kolacz, Ross Mack, Robert W. Steingass	)	
and Brian M. Tylistz	)	
	)	
Application No. To be Assigned	)	Examiner: To be Assigned
	)	
Patent No. 6,305,621 B1	)	Group Art Unit: To be Assigned
	)	
Issued: October 23, 2001	)	
	)	
For: Pivoting Fluid Conduit Joint and One-Way	)	
Brake	)	

**CERTIFICATE UNDER 37 C.F.R. §§ 1.172 and 3.73(b)**

Mail Stop Reissue  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

Assignee, TASK FORCE TIPS, INC., an Indiana corporation, certifies that it is the Assignee of the entire right, title and interest in the patent identified above (U.S. Patent No. 6,305,621 B1, issued October 23, 2001) by virtue of an Assignment from the inventors. This Assignment was recorded in the U.S. Patent and Trademark Office on July 17, 2000, on Reel 010978, Frame 0948.

The undersigned (whose title is supplied below) is empowered to sign this Certificate on behalf of the Assignee, TASK FORCE TIPS, INC.

Furthermore, TASK FORCE TIPS, INC., assignee of U.S. Patent No. 6,305,621 B1, consents to the filing of a Reissue Application for the reissue of U.S. Patent No. 6,305,621 B1.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these

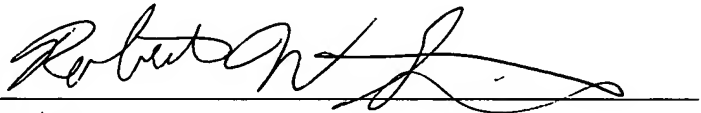
Attorney Docket No. 4578 P 020

Certificate Under 37 C.F.R. §§ 1.172 and 3.73(b)

Page 2

statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the patent.

Date: October 23, 2003

A handwritten signature in black ink, appearing to read "Robert W. Steingass", written over a horizontal line.

Signature

Name: Robert W. Steingass

Title: Vice President of Engineering,  
Task Force Tips, Inc.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of	)	
	)	
David J. Kolacz, Ross Mack, Robert W. Steingass	)	
and Brian M. Tylisz	)	
	)	
Application No. To be Assigned	)	Examiner: To be Assigned
	)	
Patent No. 6,305,621 B1	)	Group Art Unit: To be Assigned
	)	
Issued: October 23, 2001	)	
	)	
For: Pivoting Fluid Conduit Joint and One-Way	)	
Brake	)	

**REISSUE APPLICATION DECLARATION  
AND POWER OF ATTORNEY OF JOINT INVENTORS**

MAIL STOP REISSUE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is described and claimed in U.S. Patent No. 6,305,621 B1, granted October 23, 2001, and for which a Reissue Application is being sought on the invention entitled "Pivoting Fluid Conduit Joint and One-Way Brake," the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by the Preliminary Amendment attached hereto.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I believe the original patent to be wholly or partly inoperative or invalid by reason of claiming more or less than I, as an inventor, had the right to claim in the patent, the excess or insufficiency in the claims being specified below.

The error(s) relied upon in the above statements is as follows:

The claims of the '621 patent are unnecessarily narrow. Thus, I believe that I claimed less than I had a right to claim in the '621 patent. For example, Claim 1, one of the independent claims of the '621 patent, has errors in that it contains certain limitations that are unnecessary in view of the prior art of record. The scope of the

invention of the '621 patent is broader than, and not necessarily limited to, a mechanism having all of the recited elements of Claim 1. For example, Claim 1 requires the unnecessary limitation "a one-way brake, wherein the one-way brake comprises...." followed by the elements at column 6, lines 47-57, which elements are not necessary. Claim 1 also contains other unnecessary limitations with respect to trunnions joining a ball and socket. Claim 1 is unnecessarily narrowed by the inclusion of such elements, and such errors render the original patent partly inoperative or invalid. Thus, there has been a failure to appreciate the full scope of the invention, and new Claim 14 is being presented.

This reissue is a broadening reissue, and the nature of the broadening in new Claim Nos. 5-15 includes elimination from the broadest of these claims of the elements listed in the immediately preceding paragraph. Some aspects of Claims 5-15 are narrower, however, than the broadest claims originally sought by Applicants. For example, all claims are now directed to firefighting monitors, in conjunction with (1) a housing, and an inlet joint pivotable about an axis (Claim 5); and (b) first and second ball and socket combinations, disposed on different and perpendicular axes (Claim 11).

All errors in the patent which are being corrected in the present Reissue Application up to the time of filing of this Declaration arose without deceptive intent on my part.

U.S. Patent No. 6,305,621 B1 has been assigned. Therefore, a Consent to Reissue by the assignee is required and is attached.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the Application on which priority is claimed:

Prior Foreign Application(s)

			<u>Priority Claimed</u>
<u>(None)</u> Number	Country	Day/Month/Year Filed	Yes No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

<u>(None)</u> Application Number	Filing Date
-------------------------------------	-------------



(None)


## Status

David L. Schwartz	- 42,133
Austin J. Foley	- 42,543
Matthew J. Gryzlo	- 43,648
Peter M. Klobuchar	- 43,722
Brent A. Hawkins	- 44,146
William J. Lenz	- 44,208
Maurice E. Teixeira	- 45,646
Joseph M. Kinsella Jr.	- 45,743
Sanjay K. Murthy	- 45,976
Stephen R. Auten	- 47,396
Bryan C. Wallace	- 48,190
Peter M. Siavelis	- 51,136
Nicholas C. Pruhs	- 52,136

**Daniel N. Christus, Esq.**  
**Wallenstein Wagner & Rockey, Ltd.**  
**311 South Wacker Drive, 53rd Floor**  
**Chicago, Illinois 60606-6630**  
**Phone: 312.554.3300**  
**Fax: 312.554.3301**

I hereby declare all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

Full Name of First Joint Inventor: **David J. Kolacz**  
Residential Street Address: **16719 West 9<sup>th</sup> Road**  
City and State/Province: **Plymouth, Indiana**  
Country and Zip/Postal Code: **U.S.A. 46563**  
Citizenship: **United States of America**  
Mailing Address: (Same as above)

Inventor's Signature: 

Date: Oct. 23, 2003

Attorney Docket No. 4578 P 020

Reissue Application Declaration and Power of Attorney of Joint Inventors

Page 5

Full Name of Second Joint Inventor: **Ross Mack**  
Residential Street Address: 1305 Boca Lago Drive  
City and State/Province: Valparaiso, Indiana  
Country and Zip/Postal Code: U.S.A. 46383  
Citizenship: United States of America  
Mailing Address: (Same as above)

Inventor's Signature:

Ross Mack

Date:

10-23-03

Attorney Docket No. 4578 P 020

Reissue Application Declaration and Power of Attorney of Joint Inventors

Page 6

Full Name of Third Joint Inventor: **Robert W. Steingass**

Residential Street Address: 202 Oakridge Court

City and State/Province: Valparaiso, Indiana

Country and Zip/Postal Code: U.S.A. 46385

Citizenship: United States of America

Mailing Address: (Same as above)

Inventor's Signature:



Date:

23<sup>rd</sup> Oct. 2003

Full Name of Fourth Joint Inventor: **Brian M. Tyllaz**  
Residential Street Address: **4394 N. 630 W.**  
City and State/Province: **LaPorte, Indiana**  
Country and Zip/Postal Code: **U.S.A. 46350**  
Citizenship: **United States of America**  
Mailing Address: (Same as above)

Inventor's Signature: 

Date: 10/23/03